

**IN THE COURT OF THE JUDICIAL MAGISTRATE,
FAST TRACK COURT, SRIVILLIPUTTUR.**

Present: Thiru. R. Sundara Kamesh Marthandan, M.L.,
Judicial Magistrate, Fast Track Court, Srivilliputtur.

Monday, on the 16th day of February 2026

M.P. No. 3 of 2026

in

S.T.C. No. 1498 of 2025

M. Rajapandian

...Petitioner/Accused

-vs-

G. Muneeswaran

...Respondent/Complainant

This Petition came up before this Court today i.e. 16.02.2026. Advocates M/s. S.Sankaranarayanan, L. Shanmuga Sundaram & K. Rajendran, for the Petitioner. Advocates M/s. K.P. Balasubramanian & P. Ramasamy, for the Respondent. Upon hearing both sides and Upon perusing the case records, this Court delivers the following:

ORDER

1. The Petitioner/Accused had filed the Petition under Section 348 of Bharatiya Nagarik Suraksha Sanhita, 2023, seeking an Order to permit him to Cross Examine the Complainant.

2. The Petitioner/Accused had stated that the facts narrated in the entire Complaint are false and that Only upon Cross Examination of the Complainant, the same could be elicited. Hence the above Petition

3. Considering the nature of the Prayer, made in the above Petition, notice to

Respondent is dispensed with.

4. The Point for consideration, is whether the above Petition has to be allowed or not.?

5. On perusal of Case Docket, it is seen that on 11.11.2025, the examination of Complainant was done as Pre-Summons evidence. In such circumstances, the Petitioner had now come before this Court, stating that the entire averments in the Complaint are false and hence the Complainant has to be Cross Examined. Since it is claimed that the Complainant's Case is false, this Court is of the considered view that the Petitioner/Accused should be given an opportunity to Cross Examine PW1.

In the result the above Petition is allowed. No Cost.

Dictated to the Typist and Typed by her, directly in Computer corrected and pronounced by me in Open Court this, the 16th day of February 2026.

Judicial Magistrate, Fast Track Court
Srivilliputtur.

Petitioner side witness & Documents : Nil

Respondent side witness & Documents : Nil

Judicial Magistrate, Fast Track Court
Srivilliputtur.